

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

ROBERT G. WYCKOFF,	:	CIVIL ACTION NO. 00-2248
	:	
Plaintiff,	:	
	:	
	:	
v.	:	CHIEF JUDGE AMBROSE
	:	
METROPOLITAN LIFE INSURANCE	:	
COMPANY AND KENNETH F.	:	
KACZMAREK,	:	
	:	
Defendants	:	

**METROPOLITAN LIFE INSURANCE COMPANY’S AND KENNETH F.
KACZMAREK’S MOTION IN LIMINE TO EXCLUDE IRRELEVANT EVIDENCE
REGARDING REPLACEMENT, PAID-UP ADDITIONS RIDERS AND UNIVERSAL
LIFE POLICIES**

Metropolitan Life Insurance Company (“MetLife”) and Kenneth F. Kaczmarek bring this Motion in Limine to Exclude Irrelevant Evidence Regarding Replacement, Paid-Up Additions Riders and Universal Life Policies.

1. In plaintiff’s exhibit list dated September 18, 2006, plaintiff has identified Exhibits 32, 47, and 104, which regard completely irrelevant issues such as the sales of Paid-Up Additions Riders, Universal Life insurance policies, and the replacement of existing insurance policies. Plaintiff’s Exhibits 32, 47 and 104 are attached as Exhibits A-C, respectively.

2. Plaintiff’s Proposed Exhibits 32, 47 and 104 should be excluded for the reasons set forth in detail in MetLife’s Brief in Support of its Motion in Limine to Exclude Irrelevant Evidence Regarding Replacement, Paid-Up Additions Riders and Universal Life Policies.

WHEREFORE, based on all of the foregoing reasons as well as those set forth in the accompanying brief, defendants respectfully requests that this Court bar the introduction of Exhibits 32, 47 and 104.

Respectfully Submitted,

s/ B. John Pendleton, Jr.

B. John Pendleton, Jr.

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Attorneys for Defendants

Metropolitan Life Insurance Company

and Kenneth F. Kaczmarek

Dated: October 3, 2006

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 3rd day of October, 2006, a true and correct copy of the foregoing document was served upon the following via the electronic filing system:

Kenneth R. Behrend, Esquire
BEHREND & ERNSBERGER, P.C.
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s/ B. John Pendleton, Jr.